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*Attorney for Wells Fargo Bank, N.A. and Susan Bull*

5  
6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**

8 THE GUADALUPE OLVERA FAMILY  
TRUST, by and through its Trustee, Rebecca  
Schultz;

9 Plaintiffs,

10 vs.

11 JARED E. SHAFER, an Individual;  
12 PROFESSIONAL FIDUCIARY SERVICES OF  
NEVADA, INC. a Nevada Corporation; AMY  
13 VIGGIANO DEITTRICK, Individually and dba  
AVID BUSINESS SERVICES; PATIENCE  
14 BRISTOL, an Individual; WELLS FARGO  
BANK, N.A., a National Association; EVE S.  
15 MILLS, an individual, SUSAN BULL, an  
individual, et al,

16 Defendants.

Case No.: 14-cv-01298-GMN-(NJK)

**STIPULATION AND (PROPOSED)**  
**ORDER TO DISMISS THE COMPLAINT**  
**AS TO DEFENDANTS WELLS FARGO**  
**BANK, N.A., EVE S. MILLS**  
**SUSAN BULL, JARED E. SHAFER,**  
**PROFESSIONAL FIDUCIARY SERVICES**  
**OF NEVADA, INC., AMY VIGGIANO**  
**DEITTRICK, INDIVIDUALLY AND DBA**  
**AVID BUSINESS SERVICES, WITH**  
**PREJUDICE**

18 Defendants, WELLS FARGO BANK, N.A. ("Wells Fargo"), , and SUSAN BULL, an  
19 individual (hereinafter "the Wells Defendants"), by and through their counsel of record,  
20 Christopher H. Byrd, Esq., Plaintiff, THE GUADALUPE OLVERA FAMILY TRUST (the  
21 "Trust"), and its Trustee, Rebecca Schultz, by and through her counsel of record, David Mincin,  
22 Esq., and Defendants, JARED E. SHAFER; PROFESSIONAL FIDUCIARY SERVICES OF  
23 NEVADA, INC.; and AMY VIGGIANO DEITTRICK, Individually and dba AVID BUSINESS  
24 SERVICES, by their counsel of record, Steven J. Parsons, Esq., do hereby stipulate and agree that  
25 the above entitled action shall be dismissed with prejudice only as to Wells Fargo Bank, NA, and  
26 all Wells Fargo Bank employees, including Eve Mills and Susan Bull; and Jared E. Shafer,  
27 Professional Fiduciary Services Of Nevada, Inc. and Amy Viggiano Deittrick, individually, and  
28 d/b/a Avid Business Services (the "PFSN Defendants"). The Wells Defendants, PFSN

Defendants and the Trust shall bear their own attorneys' fees and costs as to each other.

This Stipulation for dismissal resolves only the disputes and claims against Wells Fargo, Eve Mills, Susan Bull and the named PFSN Defendants, but does not resolve the action against the remaining party, PATIENCE BRISTOL, an individual

DATED this 27th day of October, 2017.

DATED this 27th day of October, 2017.

**FENNEMORE CRAIG, P.C.**

**MINCIN LAW, PLLC**

*/s/Christopher H. Byrd, Esq.*

*/s/David Mincin, Esq.*

Christopher H. Byrd, Esq. (No. 1633)  
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Las Vegas, Nevada 89101  
*Attorney for Wells Fargo Bank, N.A. and Susan Bull*

David Mincin, Esq. (No. 5427)  
7465 W. Lake Mead Blvd. Suite 100  
Las Vegas, NV 89128  
*Attorneys for Plaintiff*

DATED this 27th day of October, 2017.

**LAW OFFICES OF STEVEN J. PARSONS**

*/s/Steven J. Parsons, Esq.*

Steven J. Parsons, Esq. (No. 363)  
10091 Park Run Dr. Suite 200  
Las Vegas, NV 89145-8868  
*Attorneys for Jared E. Shafer; Professional Fiduciary Services of Nevada, Inc.; and Amy Viggiano Deitrick – the PFSN defendants*

**ORDER**

IT IS SO ORDERED.

Dated this 31 day of October, 2017.

  
Gloria M. Navarro, Chief Judge  
UNITED STATES DISTRICT COURT

Respectfully Submitted by:

**FENNEMORE CRAIG, P.C.**

*/s/Christopher H. Byrd, Esq.*

Christopher H. Byrd, Esq. (No. 1633)  
300 S. Fourth Street, Suite 1400  
Las Vegas, Nevada 89101  
*Attorney for Wells Fargo Bank, N.A. and Susan Bull*

**CERTIFICATE OF SERVICE**

On October 27, 2017, I served the following document(s):

**STIPULATION AND ORDER TO DISMISS WELLS FARGO BANK, N.A., EVE S. MILLS AND SUSAN BULL WITHOUT PREJUDICE**

1. I served the above-named document(s) by the following means to the persons as listed below:

☒ a. ECF System (attach the "Notice of Electronic Filing" or list all persons and address):

Christopher H. Byrd [cbyrd@fclaw.com](mailto:cbyrd@fclaw.com), [tday@fclaw.com](mailto:tday@fclaw.com)

D. Brian Boggess [bboggess@boggesslawgroup.com](mailto:bboggess@boggesslawgroup.com), [hcroft@boggesslawgroup.com](mailto:hcroft@boggesslawgroup.com)

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☐ b. United States mail, postage fully prepared (list persons and addresses):

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1 Evan S Wishengrad  
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2 Las Vegas, NV 89128

3 ☐ c. Personal Service (List persons and addresses):

4 ☐ For a party represented by an attorney, delivery was made by handling  
5 the document(s) to the attorney or by leaving the document(s) at the attorney's office with a clerk  
6 or other person in charge, or if no one is in charge by leaving the document(s) in a conspicuous  
place in the office.

7 ☐ For a party, deliver was made by handing the document(s) to the party  
8 or by leaving the document(s) at the person's dwelling house or usual place of abode with  
someone of suitable age and discretion residing there.

9 ☐ d. By direct email (as opposed to through the ECF system (list persons and  
email addresses):

10 Based upon the written agreement of the parties to accept service by email  
11 or a court order, I caused the document(s) to be sent to the persons at the email addresses listed  
12 below. I did not receive, within a reasonable time after the transmission, any electronic message  
or other indication that the transmission was unsuccessful.

13 ☐ e. By fax transmission (list persons and fax numbers):

14 Based upon the written agreement of the parties to accept service by fax  
15 transmission or a court order, I faxed the document(s) to the persons at the fax numbers listed  
below. No error was reported by the fax machine that I used. A copy of the record of the fax  
transmission is attached.

16 ☐ f. By messenger:

17 I served the document(s) by placing them in an envelope or package  
18 addressed to the persons at the addresses listed below and providing them to a messenger service.  
(A declaration by the messenger must be attached to this Certificate of Service).

19 I declare under penalty of perjury that the foregoing is true and correct.

20 */s/Trista Day*

21 An Employee of Fennemore Craig, P.C.